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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Mitsuaki OSHIMA et al.

: Attn: ACCOUNTING DIVISION
REFUND BRANCH

Serial No. 09/672,947

Filed September 29, 2000

: Attorney Docket No. 2000_1329
Confirmation No. 7026

COMMUNICATION SYSTEM

REQUEST FOR REFUND

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Applicants respectfully request a refund of the \$180 PTO fee charged on October 24, 2002 to Deposit Account No. 23-0975. The corresponding fee code indicates it was for an Information Disclosure Statement (IDS). Applicants submitted an IDS on September 26, 2002 because the Patentees requested consideration of the references that were, in turn, listed on the submitted PTO-1449 form. In the IDS, it was certified that "each item of information...was first cited... not more than three months prior to the filing of the Statement, or". Therefore, the usual \$180 fee for submission of the IDS was not required and the charge is incorrect. A copy of the Information Disclosure Statement and PTO date-stamped postcard are enclosed.

Kindly credit the refund of \$180 to the deposit account of undersigned, no. 23-0975.

Respectfully submitted,

Mitsuaki OSHIMA et al.

By

Jeffrey R. Filipek

Registration No. 41,471
Attorney for Applicants

JRF/ker

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October 10, 2003

2000_1329



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : Confirmation No. 7026
Mitsuaki OSHIMA et al. : Docket No. 2000_1329
Serial No. 09/672,947 : Group Art Unit 2634
Filed September 29, 2000 : Examiner A. Le

COMMUNICATION SYSTEM

INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents,
Washington, DC 20231

Sir:

THE COMMISSIONER IS AUTHORIZED
TO CHARGE ANY DEFICIENCY IN THE
FEES FOR THIS PAPER TO DEPOSIT
ACCOUNT NO. 23-0975

Pursuant to the provisions of 37 CFR 1.56, 1.97 and 1.98, Patentees request consideration of [X] the references listed on attached form PTO-1449 and/or [] the additional information identified below in paragraph 3. A legible copy of each reference listed on the form PTO-1449 and each U.S. patent application listed below is enclosed, except a copy is not provided for each reference previously cited by or submitted to the Patent Office in prior parent application Serial No. .

1a. [] This Information Disclosure Statement is submitted:

within three months of the filing date (or of entry into the National Stage) of the above-entitled application, or

before the mailing of a first Office Action on the merits or the mailing of a first Office Action after the filing of an RCE,

and thus no certification and/or fee is required.

1b. [X] This Information Disclosure Statement is submitted

after the events of above paragraph 1a and prior to the mailing date of a final Office Action or a Notice of Allowance or an action which otherwise closes prosecution in the application, and thus:

- (1) the certification of paragraph 2 below is provided, or
- (2) the fee of \$180.00 specified in 37 CFR 1.17(p) is enclosed.

1c. This Information Disclosure Statement is submitted:

after the mailing date of a final Office Action or Notice of Allowance or action which otherwise closes prosecution in the application, and prior to payment of the issue fee, and thus:

the certification of paragraph 2 below is provided, and

the fee of \$180.00 specified in 37 CFR 1.17(p) is enclosed.

2. It is hereby certified

- a. that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Statement, or
- b. that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in §1.56(c) more than three months prior to the filing of the Statement.

3. Consideration of the following list of additional information (including any copending or abandoned U.S. application, prior uses and/or sales, etc.) is requested.

4. For each non-English language reference listed on the attached form PTO-1449, reference is made to:

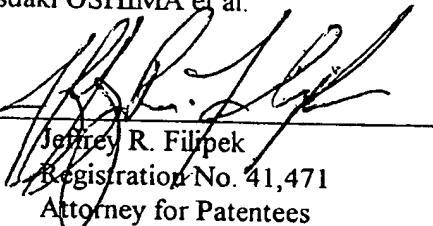
- a. a full or partial English language translation submitted herewith,

- b. a foreign patent office search report (in the English language) submitted herewith,
 - c. the concise explanation contained in the specification of the present application at page,
 - d. the concise explanation set forth in the attached English language abstract,
 - e. the concise explanation set forth below or on a separate sheet attached to the reference:
5. A foreign patent office search report citing one or more of the references is enclosed.

Respectfully submitted,

Mitsuaki OSHIMA et al.

By


Jeffrey R. Filipek
Registration No. 41,471
Attorney for Patentees

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September 26, 2002

Sheet 1 of 1

FORM PTO 1449 (modified)

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICELIST OF REFERENCES CITED BY APPLICANT(S)
(Use several sheets if necessary)

Date Submitted to PTO: September 26, 2002

ATTY DOCKET NO.
2000_1329SERIAL NO.
09/672,947APPLICANT
Mitsuaki OSHIMA et al.FILING DATE
September 29, 2000GROUP
2634

U.S. PATENT DOCUMENTS

*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	AA	O/P PATENT & TRADEMARK OFFICE RECEIVED 07-18-2003 JCS					
	AB						
	AC						
	AD						
	AE						
	AF						
	AG						
	AH						
	AI						

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES NO
	AJ	86/07223	12-4-86	WO			X
	AK	2 187 611	9-9-87	Great Britain			X
	AL						
	AM						
	AN						

OTHER DOCUMENT(S) (Including Author, Title, Date, Pertinent Pages, Etc.)

	AO	
	AP	
	AQ	

EXAMINER

DATE CONSIDERED

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

ATTY DOCKET #: 2000_1329
Confirmation No. 7026
OUR REF: 2000_1329/JRF/00177
Applicant: Mitsuaki OSHIMA et al.
Serial No.: 09/672,947 Filing Date: September 29, 2000
Title: COMMUNICATION SYSTEM

Due Date:

Receipt of the following papers is acknowledged:

Information Disclosure Statement
Form PTO 1449
(2) References
European Search Report



Date: September 26, 2002

Attorney: JRF/fs

[Check No. _____]